



7 Rec'd PCT/PTO Jun 24 2002 \$PCT

Practitioner's Docket No. 117040-57

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Valet, et al

Application No.: 10/088.008

Group No.: Unknown

Filed: March 12, 2002

Examiner: Unknown

For: OPTICAL METHOD FOR CHARACTERIZATION OF PARTICULATE SYSTEMS AND DEVICE FOR CARRYING OUT SAID METHOD

Box Missing Part  
Assistant Commissioner for Patents  
Washington, D.C. 20231

COMPLETION OF FILING REQUIREMENTS  
-- NONPROVISIONAL APPLICATION

I. This replies to the Notice to File Missing Parts of Application (PTO-1533) mailed June 7, 2002.

A copy of the Notice to File Missing Parts of Application--Filing Date Granted (Form PTO-1533) is enclosed.

DECLARATION OR OATH

II. No declaration or oath was filed. Enclosed is the original declaration or oath for this application.

CERTIFICATION UNDER 37 C.F.R. ' ' 1.8(a) and 1.10\*  
(When using Express Mail, the Express Mail label number is *mandatory*;  
*Express Mail certification is optional.*)

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

☒ deposited with the United States Postal Service in an envelope addressed to the Assistant Commissioner for Patents, Washington D.C. 20231  
37 C.F.R. § 1.8(a)  
☒ with sufficient postage as first class mail.

37 C.F.R. § 1.10\*  
G as "Express Mail Post Office to Addressee"  
Mailing Label No. \_\_\_\_\_ (mandatory)

TRANSMISSION

G facsimile transmitted to the Patent and Trademark Office, (703) \_\_\_\_\_

Date: 19 June 2002

Signature

Stephen L. Grant  
(type or print name of person certifying)

\* Only the date of filing (' 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under ' 1.8 continues to be taken into account in determining timeliness. See ' 1.703(f). Consider "Express Mail Post Office to Addressee" (' 1.10) or facsimile transmission (' 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.



## AUTHORIZATION TO CHARGE ADDITIONAL FEES

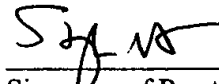
**VIII.** The Commissioner is hereby authorized to charge the following additional fees that may be required by this paper to Account No. 15-0450.

37 C.F.R. Section 1.16(a), (f) or (g) (filing fees)

37 C.F.R. Section 1.16(b), (c) and (d) (presentation of extra claims) 37 C.F.R. Section 1.16(e)  
(surcharge for filing the basic filing fee and/or declaration on a date later than the filing date of the application)

Date: 19 June 2002

Reg. No.: 33,390  
Tel. No.: 330-864-5550  
Customer No.: 021324



\_\_\_\_\_  
Signature of Practitioner

Stephen L. Grant  
Hahn Loeser + Parks LLP  
Twin Oaks Estate  
1225 West Market Street  
Akron, OH 44313-7188





**TRANSMITTAL OF ENGLISH TRANSLATION  
OF NON-ENGLISH LANGUAGE PAPERS**

III. Submitted herewith is an English translation of the non-English language application papers as originally filed. Also submitted herewith is a statement by the translator of the accuracy of the translation. It is requested that this translation be used as the copy for examination purposes in the PTO.

**COMPLETION FEES**

**IV.**

1.	Surcharge Fees Late payment of filing fee and/or late filing of original declaration or oath (37 C.F.R. Section 1.16(e))	\$130.00
2.	Assignment (See "ASSIGNMENT COVER SHEET")	\$40.00
3.	Surcharge Fees for English translation	\$ 130.00
	Total Completion Fees	\$300.00

**EXTENSION OF TIME**

V. The proceedings herein are for a patent application, and the provisions of 37 C.F.R. Section 1.136(a) apply.

Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

**TOTAL FEE DUE**

VI. The total fee due is:

07/26/2002 AYILMAZ	Completion fees	\$300.00
00000001 150450	Extension fee (if any)	\$0.00
1 FC:966	108.00 CH	
2 FC:964	252.00 CH	
	Total Fee Due	\$300.00
06/28/2002 LLANDGRA	00000098 10088008	
01 FC:154	130.00 DP	
02 FC:156	130.00 DP	

**PAYMENT OF FEES**

VII. Attached is a check in the amount of \$300.00.



JUN 13 2002



UNITED STATES PATENT AND TRADEMARK OFFICE

 Commissioner for Patents, Box PCT  
 United States Patent and Trademark Office  
 Washington, D.C. 20231  
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/088,008	Oliver K. Valet	7040-57

INTERNATIONAL APPLICATION NO.
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PCT/EP00/07937

I.A. FILING DATE	PRIORITY DATE
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08/15/2000

 021324  
 HAHN LOESER & PARKS, LLP  
 TWIN OAKS ESTATE  
 1225 W. MARKET STREET  
 AKRON, OH 44313

CONFIRMATION NO. 4926 ✓

371 FORMALITIES LETTER



\*OC00000008227664\*

Date Mailed: 06/07/2002 OK

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- U.S. Basic National Fees
- Copy of IPE Report
- Copy of references cited in ISR
- Copy of the International Application
- Copy of the International Search Report
- Oath or Declaration

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Translation of the application into English.
- Processing fee for providing the translation of the application and/or the Annexes later than the appropriate 30 months from the priority date (37 CFR 1.492(f)).
- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- \$130 Surcharge for providing the oath or declaration later than the appropriate 30 months from the priority date (37 CFR 1.492(e)) is required.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTH FROM THE DATE OF THIS NOTICE OR BY 22 or 32 MONTHS (where 37 CFR 1.495 applies) FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN**



**ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

**SUMMARY OF FEES DUE:**

Total additional fees required for this application is **\$260** for a Large Entity:

- **\$130** Late oath or declaration Surcharge.
- **\$130** for English translation surcharge required.

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

MAMIE P PERSON

Telephone: (703) 305-3737

**PART 1 - ATTORNEY/APPLICANT COPY**

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/088,008	PCT/EP00/07937	7040-57

FORM PCT/DO/EO/905 (371 Formalities Notice)



## IN THE UNITED STATES PATENT AND TRADE MARK OFFICE

VERIFICATION OF TRANSLATION

I, Michael Wallace Richard Turner, Bachelor of Arts, Chartered Patent Attorney, European Patent Attorney, of 1 Horsefair Mews, Romsey, Hampshire SO51 8JG, England, do hereby declare that I am conversant with the English and German languages and that I am a competent translator thereof;

I verify that the attached English translation is a true and correct translation made by me of the attached specification in the German language of International Application PCT/EP00/07937;

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment or both under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Date: April 11, 2002

MWR Turner

M W R Turner